

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)

Attorney Docket: 056207.43305C2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Box PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

22154 U.S. PTO  
10/634782  
08/06/03

Sir:

This is a request for filing a continuation application under 37 C.F.R. 1.53(b), of pending prior application:

Serial No. 10/036,509

Filed on January 7, 2002

Of Chihiro KOBAYASHI et al.

Entitled: HEATING RESISTOR TYPE AIR FLOW MEASURING APPARATUS

Examiner: Max H. Noori

Group: 2855

- X   1. Accompanying this order is a true copy of the prior application as originally filed.  
Total pages of specification, claims and abstract: 50  
Total pages of drawings: 14
2. New Formal drawings are being filed herewith consisting of        sheet(s), depicting Figures       .
- X   3. Declaration and Power of Attorney:
- a.        Newly executed (original or copy)
- b.   X   Copy from prior application
- i.        Deletion of Inventors - signed statement attached deleting inventor(s) named in the prior application

X

4. Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

X

5. Cancel original claims 2-19.

6. Small entity status:

a.          A small entity statement is enclosed

b.          A statement of small entity status (copy attached) was filed on                  in the prior application and status as a small entity is still proper and desired.

c.          Is no longer claimed

X

7. The filing fee is calculated below:

CLAIMS AS FILED, INCLUDING ANY CLAIMS  
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT

Basic Fee		\$375		\$750
Total Claims	<u>16</u> - 20 = <u>        </u>	x 9 = \$ <u>        </u>	18 = \$ <u>        </u>	
Ind. Claims	<u>2</u> - 3 = <u>        </u>	x 42 = \$ <u>        </u>	84 = \$ <u>        </u>	
<u>        </u> Multiple Dependent Claims		+ 140 = \$ <u>        </u>	280 = \$ <u>        </u>	
	Total	\$ <u>        </u>		\$750.00

8. Please charge my Deposit Account No. 05-1323 (Docket #                ) in the amount of \$        .

X

9. A check in the amount of \$750.00 to cover the filing fee is enclosed.

X

10. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #056207.43305C2).

X

11. Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial No. 10/036,509, filed January 7, 2002, which is a

continuation of application Serial No. 08/784,077, filed January 17, 1997, now U.S. Patent 6,435,023, issued August 20, 2002.--

- X   12. Priority of Appln. Nos. 8-42428, filed in Japan on February 29, 1996 and 8-5544, filed in Japan on January 17, 1996, is hereby claimed under 35 U.S.C. 119.
- X   13. A certified copy of each said priority document was filed in application Serial No. 08/784,077 on January 17, 1997.
- X   14. The prior application is assigned of record to Hitachi, Ltd. and Hitachi Car Engineering Co., Ltd.
- X   15. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169

- X   a. The power appears in the original application papers in the prior application.
- b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- X   d. Address all future correspondence to:


CROWELL & MORING, L.L.P.  
Intellectual Property Dept.  
P.O. Box 14300  
Washington, DC 20044-4300

- X   16. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.

- X   17. A Preliminary Amendment is being filed herewith.
- X   18. A Substitute Specification and marked-up copy thereof.
- X   19. Return Receipt Postcard.
- X   20. Other: Three Month Extension of Time, including a check in the amount of \$930.00.

Respectfully submitted,

August 6, 2003

  
\_\_\_\_\_  
James F. McKeown  
Registration No. 25,406

CROWELL & MORING, L.L.P.  
P.O. Box 14300  
Washington, D.C. 20044-4300  
Tel: (202) 624-2500  
Fax: (202) 628-8844

JFM:pct

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: CHIHIRO KOBAYASHI ET AL.  
Serial No.: NOT YET ASSIGNED  
Filed: CONCURRENTLY HEREWITH  
Title: HEATING RESISTOR-TYPE AIR FLOW MEASURING  
APPARATUS

SUBMISSION OF SUBSTITUTE SPECIFICATION

**Box PATENT APPLICATION**

Commissioner for Patents

P.O. Box 1450

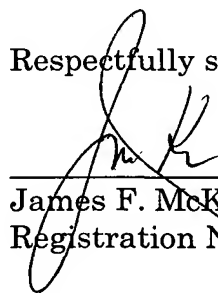
Alexandria, VA 22313-1450

Sir:

Attached is a Substitute Specification and a marked-up copy of the original specification. I certify that said substitute specification contains no new matter and includes the changes indicated in the marked-up copy of the original specification.

August 6, 2003

Respectfully submitted,



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James F. McKeown

Registration No. 25,406

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P.O. Box 14300  
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Telephone No.: (202) 624-2500  
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